

PATENT
Attorney Docket 051726-0002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| In re Application of: Jonathan H. Bari et al. |) | |
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| Application No. 09/759,225 |) | Group Art Unit: 2131 |
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| Filed: January 16, 2001 |) | Examiner: M. Vaughan |
| |) | |
| For: Method and System for Secure Registration, |) | |
| Storage, Management and Linkage of Personal |) | |
| Authentication Credentials Data |) | |
| Over a Network |) | |

DECLARATION UNDER 37 C.F.R. 1.131

I, Jonathan H. Bari, declare as follows:

1. I am a named co-inventor of the above-referenced U.S. Patent Application (Application 09/759,225).
2. The initial idea for the invention covered by Application 09/759,225 was developed by Scott R. Elkins and me in late 1998 and early 1999 based in part on our like-minded and frustratingly ineffective approaches of using spreadsheets and sticky notes, for example, in our wallets and/or on our computer monitors, to manage our respective ever-growing list of account numbers, user names, passwords and personal identification numbers (PINs) to access various types of accounts and also third party Web sites ("Market Need").
3. On or about January 14, 1999, Mr. Elkins and I traveled together to Wilkes-Barre, Pennsylvania, for another matter, but during the car trip, we discussed the conception of the invention and how we could develop it to serve as the basis of a new business venture.
4. During the first and second quarters of 1999, Mr. Elkins and I communicated often about addressing the Market Need with a software application that would serve as a "personal assistant portal" that encompasses the conception of the invention. This portal would be a network, Web-based service that would securely register, store, and/or manage the person's user names, passwords and PINs ("Authentication Credentials") for third party Web sites and applications and which would securely

transmit users' Authentication Credentials in order to link the person to and log the person onto third party Web sites and applications that are networked through the Internet.

5. On or about April 14, 1999, I met with a graphic artist and designer, Michael Aregood, to discuss the design of a graphical user interface ("GUI") for a Web site and related marketing materials that encompass the conception of the invention for "a personal assistant portal". As part of the design process, Mr. Aregood asked me questions to try and get some ideas, guidance and specifications to further describe what he wanted me to design and produce for him in terms of the Work Products that were the project's deliverables. Attached as Exhibit A is a photocopy of my appointment book showing the appointment I had with Mr. Aregood. I informed Mr. Aregood that my ideas and his work on the project were to be held in strict confidence. He agreed to keep all information confidential.

6. From March through June of 1999, I began drafting notes about developing the invention. Attached is Exhibit B with some of those notes. During the same time frame, I began drafting notes for the PinVault.com Executive Summary for the company that we were investigating and performing due diligence on as to whether we should invest in it and create it. The company, which initially came to be called PinVault.com, was to be the vehicle through which we would develop and commercialize the invention covered by the patent application. Attached as Exhibit C are draft notes for the PinVault.com Executive Summary.

7. In July 1999, I began taking the initial draft notes of the PinVault.com Executive Summary and using those notes as the basis for drafting the Executive Summary that would serve as the introduction to the PinVault.com Business Plan. I worked with Mr. Elkins, who served as a "sounding board" to brainstorm back and forth on various ideas and descriptions to develop the invention. I also worked with Leslie S. Bari (nee Morris) who had been helping me research the opportunity, write and edit the Executive Summary and corresponding Presentations, which related to the conception and development of the invention. Please see Exhibit D for a copy of correspondence from Mr. Bari to Mrs. Bari (nee Morris) and Exhibit E for a copy of the market research data that Mrs. Bari produced and which was dated August 24, 1999. I also did this work in conjunction with the registration of the PinVault.com Web site address of www.pinvault.com with the registrar company, Register.com, on July 23, 1999, a copy of the registration was attached to my earlier Declaration filed herein on November 19, 2004. This registered

Web site address was slated to be the online “home” for the invention contained in the subject matter of pending claims in this application.

8. By August 24, 1999, I had completed the working draft of the PinVault.com Executive Summary, which is attached as Exhibit F. On August 25, 1999, I had completed a slide about the invention, which is attached as Exhibit G. On August 25, 1999, I had also completed an initial working draft of the PinVault.com slide presentation, which is attached as Exhibit H. By August 31, 1999, I had created a more in-depth slide presentation on PinVault.com. This presentation illustrated the concept and development of the invention, and is attached as Exhibit I (note that the date on the presentation itself is September 13, 1999). My intent was to use this slide presentation, which fully explains the company and invention, to give to prospective employees, clients and investors. On September 7, 1999, I had also created a draft document which would be part of the PinVault.com Business Plan and which was entitled, “Services Offered & Value Proposition for Direct Customers”, which is attached as Exhibit J.

9. On or about September 27, 1999, I communicated again with the graphic artist, Mr. Aregood, to further discuss the design of the PinVault.com Web site GUI and the various screen shots he created that are covered by the patent application. We also discussed the marketing materials that Mr. Aregood was creating related to the invention. On September 27, 1999, I faxed to Mr. Aregood a number of screen shots of invalid login pages (which had been assembled and printed by me on August 3, 1999) that were the basis of some of the marketing materials that Mr. Aregood was creating. I sent more information to Mr. Aregood on September 28, 1999. These communications are collectively attached as Exhibit K.

10. On October 3, 1999, I completed my concept draft of the PinVault.com GUI, which is attached as Exhibit L, which I then sent to Mr. Aregood. I received invoices from Mr. Aregood for his services rendered dated October 5 and 8, 1999 for the work product that Mr. Aregood was creating regarding the invention, which are attached as Exhibit M. On or about October 9, 1999, I received the following marketing materials showing an invalid login collage, which is attached as Exhibit N. On or about October 19, 1999, I received the completed version of the PinVault.com GUI from Mr. Aregood which was based on my concept design, which is attached as Exhibit O.

11. On November 3, 1999, I traveled with Mr. Elkins to New York City and along with Joshua Hartmann, the third co-named inventor on the above-referenced Application 09/759,225, we had meetings including one with the law firm, Brown Raysman Millstein Felder & Steiner, about possible representation for our new venture which needed counsel on many services including: incorporation, protection of intellectual property, fund raising, etc. I have included meeting minutes, which is attached as Exhibit P.

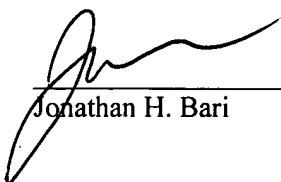
12. On or about November 27, 1999 and November 28, 1999, the first two working prototypes demos of the invention were completed, which are attached as Exhibit Q. Refinement of the invention continued over the next year, approximately.

13. Over the next two months I met with various prospective professional service providers, vendors, software developers, business partners, employees, and investors. PinVault.com Inc. was incorporated in late December 1999. The provisional patent application was filed on January 14, 2000.

14. Exhibits B, D-F, I, K, L, N, O contain confidential information, which is not relevant to the declarations submitted herein. Therefore, that confidential information has been redacted.

15. I further declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the above-referenced application or any patent issuing thereon.

Respectfully submitted,


Jonathan H. Bari

12/27/05
Date